IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 13562 of 2004

Between:

The Rayalaseema Srikrishnadevaraya Rural Development Society,
Noonepally,Nandyal Kurnool Dist., rep.by its Secretary
K.Sivaiah, s/o.Sri Yellaiah, aged 55 years, R/o.Noonepally.

..... PETITIONER

AND

1 The Dist.Collector & Chairman, D.L.C., Kurnool.
2 Mandal Parishad Development officer,

Nandyal Mandal, Nandyal, Kurnool District.

..RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction and more particularly one in the nature of writ of Mandamus, declaring the action of the 2nd respondent in not implementing the orders of this Hon'ble Court in W.P.No.20612 of 2001 and the consequential proceedings of the 1st Respondent-Collector, Kurnool in Rc.No.F/1807/1999 dated --/5/2004 as illegal, arbitrary and void; and consequently direct the 2nd respondent to release the loan amount to the beneficiaries as per the recommendations of the Mandal Parishat Development Officer, Nandyal in R.C.No.A/132/99 dated 1-2-2000 addressed to the District Tribal Welfare Officer, Kurnool.

Counsel for the Petitioner : MR.R.TIMMA REDDY, Advocate.

Counsel for the Respondents : GP FOR SOCIAL WELFARE

The Court made the following :

-

-

-

-

-

-

-

O R D E R :

The Rayalaseema Srikrishnadevaraya Rural Development Society, Noonepally, Nandyal Mandal, Kurnool District, is the petitioner herein. It is the grievance of the petitioner that though a scheme was formulated known as Bamboo Basket Making Scheme for the welfare of the tribal people and though the District Collector, Kurnool, the first respondent herein, released subsidy amount of Rs.13,68,000/- and margin money of Rs.6,84,000/- towards the scheme to the second respondent, the scheme has not been implemented since 2001. Be it also noted that this Court in W.P.No.20612 of 2001, dated 14-10-2003 directed the District Collector to pass appropriate orders. It appears, the District Collector passed orders on 17-5-2004 directing the second respondent to ground Bamboo Basket Making Scheme and invite tenders from the Bamboo suppliers. Therefore, a mandamus is sought directing the second respondent to implement the scheme.

As rightly pointed out by the learned Government Pleader for Social Welfare, in para-9 of the affidavit accompanying the writ petition, the petitioner states that the second respondent constituted a Tender Committee which met on 8-6-2004 and decided to invite the tenders, and accordingly, tenders were also invited. If that be the case, there cannot be any difficulty in implementing the scheme in right earnestness keeping in view the observations made by this Court in the earlier writ petition and also having regard to the fact that the amount has already been released. Respondents would do well to implement the scheme immediately.

The writ petition, with the above observations, is disposed of. No costs.

_____

(V.V.S. RAO, J.)

Dt. 04-08-2004.

Msr.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Dist.Collector & Chairman, D.L.C., Kurnool.
2 Mandal Parishad Development officer,

Nandyal Mandal, Nandyal, Kurnool District.

3. 2CCs to the Government Pleader for Social Welfare, High Court

of A.P., Hyderabad.

4. 2CD copies

HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.13562 of 2004

Dt.04-08-2004.

(Msr)